



motion for reconsideration now. However, since the parties will need to address the Supreme Court's decision in *Taylor* to fully brief any motion for reconsideration, for the sake of efficiency, I deny the government's motion for reconsideration without prejudice. Following the Supreme Court's decision, the government may file a more comprehensive motion for reconsideration.

The defendant wants me to reconsider my denial of the portions of his ineffective assistance claim relating to his alleged denial of his right to testify and his lawyer's decision to enter into a stipulation at trial. The defendant's motion for reconsideration is denied. Under our local rules, a motion for reconsideration must be filed within 14 days. While the government's delay in seeking a motion for reconsideration was justified, based on the change in the law emanating from a circuit decision 3 months later, the defendant offers no justification for the delay, nor does he satisfy the other requirements for reconsideration.

The court will still need to conduct an evidentiary hearing regarding the remainder of Celaj's ineffective assistance claim. On or before October 27, the parties should file a joint status report regarding their availability for this evidentiary hearing in January and/or February of 2022.

SO ORDERED.

Dated:           October 7, 2021  
                  New York, New York

/s/ Andrew L. Carter, Jr.  
**ANDREW L. CARTER, JR.**  
United States District Judge